



# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

## CITY COUNCIL MINUTES

Tuesday, September 01, 2009 7:30 PM

MEETING LOCATION: PASO ROBLES LIBRARY/CITY HALL  
CONFERENCE CENTER, 1000 SPRING STREET

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PLEASE SUBMIT ALL CORRESPONDENCE FOR CITY COUNCIL PRIOR  
TO THE MEETING WITH A COPY TO THE CITY CLERK

### 7:30 PM – CONVENE REGULAR MEETING

CALL TO ORDER – Downstairs Conference Center

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL Councilmembers John Hamon Nick Gilman, Ed Steinbeck, Fred Strong, and Mayor Duane Picanco,

### PUBLIC COMMENTS

- Tom Hardwick regarding the speed limits on Union Road and the brightness of the Lowes Sign
- Lifestyles Recovery Center Board Member Karolyn London thanks the City Council for their support.
- Library Recreation Director Ann Robb updates the City Council on summer activities
- Jim Irving requests considering extending concerts in the park
- Councilmember Fred Strong reminds the community the VFW pancake breakfast is starting again.
- Mayor Picanco invites the public to attend Black Tie Bingo on September 12, 2009. Tickets available at the Senior Center.

**AGENDA ITEMS TO BE DEFERRED**

**3A Annexation of Tract 016 into the Landscape and Lighting Maintenance District (Regency Center)**

R. Whisenand, Director of Community Services

For the City Council to consider annex commercial Tract 3016 into the Landscape and Lighting District in association of recordation of Final Maps.

Mayor Picanco opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

Councilmember Strong, seconded by Councilmember Hamon, moved to continue Item 3A to an uncertain date.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

**14. Industrial Waste Discharge Ordinance**

D. Monn, Public Works Director

For the City Council to consider revising the Sewer System ordinance to address discharge of industrial waste.

Mayor Picanco opened the public hearing. Speaking from the public was Kathy Barnett. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Strong, seconded by Councilmember Hamon, moved to continue Item 14 to the October 6, 2009 City Council Meeting.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

## PRESENTATIONS

1. **National Alcohol and Drug Addiction Recovery Month**

Mayor D. Picanco

Mayor Picanco presents proclamation to Westly Davis and Karolyn London.

2. **Water Conservation Update**

D. Monn, Public Works Director

Water Conservation Update given by Water Conservation Manager Keith Larson.

## PUBLIC HEARINGS

3. **Purple Belt Program**

R. Whisenand, Community Development Director

Four the City Council to consider the Purple Belt Program and associated Negative Declaration. The Purple Belt Program supports the region's agricultural economy; provides incentives to assist property owners to continue agricultural operations on their property; maintain the rural, agrarian landscape; and create an ultimate urban growth boundary.

Mayor Picanco opened the public hearing. Speaking from the public was Jim Irving, Ray Allen, Robert Hill, Lisa Bodrogi, Chuck Stevenson, Steve Devencenzi, and Kathy Barnett. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Hamon, seconded by Councilmember Steinbeck, moved to adopt Negative Declaration 09-104.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

Councilmember Hamon, seconded by Councilmember Steinbeck, moved to adopt amended Resolution 09-105 adopting the Purple Belt Program.

Motion passed by the following roll call vote:

AYES: Gilman, Hamon, Steinbeck, and Picanco

NOES: Strong

ABSTAIN:

ABSENT:

## REDEVELOPMENT AGENCY

### ADJOURN TO JOINT MEETING OF PUBLIC FINANCING AUTHORITY, REDEVELOPMENT AGENCY & CITY COUNCIL

#### ADJOURN TO REDEVELOPMENT AGENCY

**ROLL CALL** Agency Members Nick Gilman, Duane Picanco, Ed Steinbeck, Fred Strong and Chairman John Hamon

4. **Redevelopment Implementation Plan Amendment: Expand Scope of Implementation Projects**

R. Whisenand, Community Development Director

For the Redevelopment Agency to consider amending the Redevelopment Implementation Plan to allow assistance for development of a childhood school readiness program facility and repair the City Hall Parking Lot (sulfur hole); and replace of restrooms in the Downtown City Park.

Redevelopment Chair Hamon opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

Redevelopment Agency Member Gilman, seconded by Redevelopment Agency Member Steinbeck, moved to Adopt attached Resolution RA09-008 approving an amendment to the 2004 Redevelopment Implementation Plan to provide that the following activities may be pursued within the period of the plan:

- (1) Provide assistance to the San Luis Obispo County Office of Education for the development of a center for childhood school readiness program and parent education, in conjunction with the First 5 Commission of San Luis Obispo County. The initial contribution of \$240,000 will come from funds held by the Agency in trust for COE facilities, and may include other future Agency contributions.
- (2) Supplement funds from the Federal Emergency Management Agency to remediate and repair the damage to the City Hall parking lot caused by the 2003 San Simeon earthquake.
- (3) Acquire property for and/or develop and construct certain public facilities in the Redevelopment Project Area, including, but not limited to, the replacement of public restrooms in City Park.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Picanco, Steinbeck, Strong and Hamon

NOES:

ABSTAIN:

ABSENT:

#### ADJOURN TO CITY COUNCIL MEETING

## CONSENT CALENDAR

Mayor Picanco called for public comments on Consent Calendar items. There were no comments from the public, either written or oral, and the public discussion was closed.

5. Approve City Council minutes of August 18, 2009  
D. Fansler, City Clerk
6. Approve Warrant Register: Nos. 85971—86070 (08/14/09) and 86071—86109 (08/21/09)  
J. Throop, Administrative Services Director
7. Receive and file Advisory Body Committee minutes as follows:  
Promotions Coordinating Committee meeting of June 30, 2009  
Library Board of Trustees meeting of July 9, 2009  
Parks and Recreation Advisory Committee meeting of July 14, 2009
8. Adopt Resolutions No. 09-106, 09-107, 09-108 and 09-109 authorizing the acceptance of irrevocable and perpetual offers of dedication for various purposes provided by Kim Walker related to the development of the Fox Hollow Swim and Tennis Club at 2975 Union Road, PD 06-12.  
R. Whisenand, Community Development Director
9. Adopt Resolution 09-110 accepting the recordation of Parcel Map PR 05-0240 a three-lot residential lot at corner of 19<sup>th</sup> and Pine Streets.  
R. Whisenand, Community Development Director
10. Adopt Resolution 09-111 authorizing an agreement to sell the City-owned portion of the 38<sup>th</sup> Street right-of-way to Brad Vernon in the amount of \$15,000.  
D. Monn, Public Works Director
11. Adopt Resolution 09-112 accepting a supplemental grant offer from the Federal Aviation Administration (FAA) for the current airport construction the airport taxiway expansion...  
M. Williamson, Assistant City Manager
12. Adopt Resolution 09-113 awarding a contract to Cal Portland Construction to extend Taxiway Alpha and related improvements.  
D. Monn, Public Works Director
- 12.1 Appoint Councilmembers Hamon and Steinbeck to the Airport Restaurant Proposal Selection Committee and to act as the Lease Negotiation Subcommittee on behalf of the City Council.  
M. Williamson, Assistant City Manager

Consent Calendar Items Nos. 5 – 12.1 were approved on a single motion by Councilmember Hamon, seconded by Councilmember Strong.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco  
NOES:  
ABSTAIN:  
ABSENT:

## DISCUSSION

13. **Weed Abatement**

K. Johnson, Emergency Services Director

For the City Council to consider declaring certain property conditions as nuisances. This initiates the process required for the City itself to abate the associated fire hazard (weeds).

Mayor Picanco opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

Councilmember Steinbeck, seconded by Councilmember Strong, moved to Adopt Resolution No. 09-114 making declaration of public nuisances relating to weed abatement within the City and setting public hearing for 2009 weed abatement.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

15. **Pioneer Day Committee – Funding Request**

For the City Council to consider a funding request of \$5,000.00 to support the 2009 Pioneer Day Parade and related activities.

Mayor Picanco opened the public hearing. Speaking from the public was Pioneer Day Committee Member Harry Ovitt and Kathy Barnett. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Strong, seconded by Councilmember Steinbeck, moved to continue with City Staff Support but declined to support the event with a cash contribution to due budgetary constraints.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

## COUNCIL COMMENTS

- Councilmember Steinbeck announced that he will be on vacation unable to attend the September 15, 2009 City Council Meeting.

**PUBLIC COMMENT ON CLOSED SESSION**

City Attorney Seitz announced Council's authority to go into closed session to discuss Government Code Section 54957 – Labor Negotiator.

It was the consensus of Council to adjourn from regular session at 10:00 PM.

The City Council thereupon adjourned to Closed Session in the 2<sup>nd</sup> floor Large Conference Room.

**CLOSED SESSION**

**CALL TO ORDER** – Large Conference Room, 2<sup>nd</sup> Floor

The City Council returned to Regular Session at 10:45 PM.

**RETURN TO OPEN SESSION**

**CLOSED SESSION REPORT**

City Attorney Seitz announced that no reportable actions taken.

By unanimous voice vote, Council moved to adjourn from regular session at 10:45 PM.

**ADJOURNMENT:**

Submitted:

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Cathy M. David, Deputy City Clerk  
Approved: 15 September 2009



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**INVOCATION**

**ROLL CALL** Councilmembers John Hamon Nick Gilman, Ed Steinbeck, Fred Strong, and Mayor Duane Picanco,

**PUBLIC COMMENTS**

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Motion passed by the following unanimous roll call vote:

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NOES:

ABSTAIN:

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It was the consensus of Council to adjourn from regular session at 10:00 PM.

The City Council thereupon adjourned to Closed Session in the 2<sup>nd</sup> floor Large Conference Room.

**CLOSED SESSION**

**CALL TO ORDER** – Large Conference Room, 2<sup>nd</sup> Floor

The City Council returned to Regular Session at 10:45 PM.

**RETURN TO OPEN SESSION**

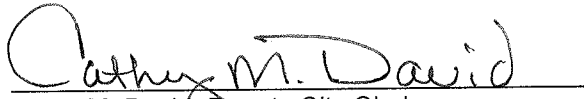
**CLOSED SESSION REPORT**

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**ADJOURNMENT:**

Submitted:



Cathy M. David, Deputy City Clerk  
Approved: 15 September 2009